



ATTORNEY'S DOCKET
004578.1025

PATENT APPLICATION

YAU 3743

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Haws, *et al.*
Serial No.: 09/397,481
Filing Date: September 16, 1999
Group Art Unit: 3743
Examiner: Atkinson, C.
Title: METHOD AND APPARATUS FOR COOLING WITH
 A PHASE CHANGE MATERIAL AND HEAT PIPES

Assistant Commissioner
for Patents
Washington, D.C. 20231

Dear Sir:

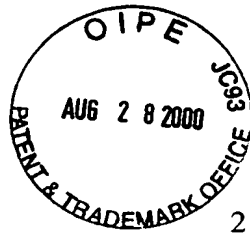
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date shown below.

Judy Baggett
Name
8/23/2000
Date

LETTER RE INCOMPLETE OFFICE ACTION

The undersigned hereby acknowledges receipt of the Office Action mailed on August 15, 2000. However, the Office Action is incomplete, for the following reasons.

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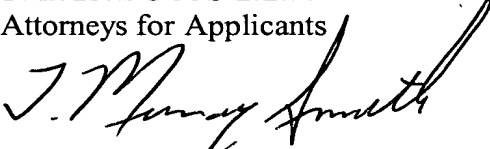


PATENT APPLICATION
09/397,481

Applicants filed an Information Disclosure Statement on February 8, 2000, as evidenced by the enclosed photocopy of an acknowledgment post card bearing the date stamp of the U.S. Patent Office. However, the August 15 Office Action does not acknowledge the filing of this Information Disclosure Statement, and does not indicate that the Information Disclosure Statement has been considered on the merits. For example, the Examiner did not initial and return the copy of Form PTO-1449 that accompanied the Information Disclosure Statement. The Information Disclosure Statement complies with the requirements of 37 C.F.R. §§ 1.97 and 1.98, and was filed well in advanced of issuance of the first Office Action on August 15, 2000. Accordingly, Applicants are entitled to have the Information Disclosure Statement considered on the merits before issuance of a first Office Action on the merits.

It is respectfully requested that the Examiner withdraw the incomplete Office Action which was issued on August 15, 2000, consider on the merits the Information Disclosure Statement which was filed on February 8, 2000, and then issue a new Office Action which takes the Information Disclosure Statement into account.

Respectfully submitted,
BAKER BOTTS L.L.P.
Attorneys for Applicants



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Reg. No. 30,222

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(214) 953-6684

Date: August 23, 2000

Enclosures: Copy of Post Card bearing PTO Date
Stamp of February 8, 2000
Acknowledgment Post Card



The "Received" stamp of the Patent and Trademark Office imprinted hereon acknowledges the filing of:

<input type="checkbox"/> Circle One: New Appln.; C.P.A.; Con.; CIP.; DIV.; Provisional; Converted Provisional		<input type="checkbox"/> EXTENSION OF TIME MTHS _____
<input type="checkbox"/> DECLARATION/POWER OF ATTORNEY		<input type="checkbox"/> NOTICE OF APPEAL _____
<input type="checkbox"/> ASSIGNMENT		<input type="checkbox"/> APPEAL BRIEF _____
<input type="checkbox"/> VERIFIED STATEMENT		<input type="checkbox"/> ISSUE FEE _____
<input type="checkbox"/> FORMAL DWGS _____ PAGES		<input type="checkbox"/> CHECK NO. _____ AMT.: _____
<input type="checkbox"/> INFORMAL DWGS _____ PAGES		<input checked="" type="checkbox"/> SERIAL NO. <u>09/397,481</u>
<input type="checkbox"/> Circle One: AMENDMENT/RESPONSE _____		<input checked="" type="checkbox"/> OTHER <u>IDS w Form PTO 1449 w/</u> <u>5 references</u>

NAME OF INVENTOR(S): <u>Adams, et al</u>		RECEIPT DATE & SERIAL NO:
TITLE OF INVENTION: <u>M + A for Cooling with a Phase</u>		
CLIENT OR APPLICANT: <u>Raytheon</u>	B&B FILE NO.: <u>004578.1025</u>	
MAILED: <u>2/2/2000</u> EXPRESS <input type="checkbox"/>		
DUE:		
RECEIPT NO.: _____		
ATTY/SECY: <u>YMS/JPB</u> CERTIFICATE OF MAILING <input checked="" type="checkbox"/>		
HAND DELIVERED <input type="checkbox"/>		